

*JFW*  
*AT*

Docket No. 22234 US (C038435/0199186)



REPLY UNDER  
37 CFR § 1.116  
-----  
EXPEDITED PROCEDURE  
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TECHNOLOGY CENTER 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* Patent Application of:

)

BERG-SCHULTZ *et al.*

)

Serial No.: 10/589,051

) Examiner: J. Mabry, PhD

Filed: March 26, 2007

) Art Unit: 1625

For: IONIC UV-A SUNSCREENS AND  
COMPOSITIONS CONTAINING  
THEM

)  
)

New York, New York  
January 21, 2010

**RESPONSE TO FINAL OFFICE ACTION INCLUDING AMENDMENT**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Final Office Action mailed October 21, 2009, which set a three-month shortened statutory period for response. This response is filed timely upon mailing, with an executed certificate of mailing, on or before January 21, 2010. 37 CFR §§ 1.8. It is believed that no fees are due. If it is determined that fees

Application No.: 10/589,051

Response Dated: January 21, 2010

Reply to Final Action Dated: October 21, 2009

are due, please charge such fees to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

Because the Office Action made the rejection of the pending claims final, consideration of this response pursuant to the expedited procedure for response after final rejection set forth in MPEP § 714.13 (8<sup>th</sup> Ed., Rev. 7, July 2008, pp. 700-263 to 700-264) respectfully is solicited.

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Please amend the application as follows:

**AMENDMENTS TO THE CLAIMS** are reflected in the listing of claims, which begins on page 4 of this paper.

**REMARKS** begin on page 14 of this paper.